

## Message Text

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50

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 INR-07 NSAE-00 FAA-00 L-03 IO-10 /042 W

----- 067454

R 242255Z JUL 75

FM AMEMBASSY OTTAWA

TO SECSTATE WASHDC 7072

INFO AMCONSUL MONTREAL

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E.O. 11652: N/A

TAGS: EAIR, CA

SUBJECT: CIVAIR: EN ROUTE NAVIGATIONAL USER CHARGES QUESTION

MONTREAL FOR US REP ICAO

REF: OTTAWA 1764; OTTAWA 1816

1. EN ROUTE TO DOT/MOT TRANSPORT POLICY MEETING WASHINGTON JULY 22, TCO HAD OPPORTUNITY BRIEFLY DISCUSS PANAM, TWA, SEABOARD COMPLAINTS WITH WILLIAM HUCK, ADMINISTRATOR, CANADIAN AIR TRANSPORTATION ADMINISTRATION, MINISTRY OF TRANSPORT. SINCE US NOTE OF JULY 8 TO CANADIAN EMBASSY WASHINGTON HAD NOT YET ARRIVED IN OTTAWA, EMBASSY PROVIDED HUCK WITH COURTESY COPY NEXT DAY. HE INDICATED HE WOULD BE DELIGHTED TO MEET A USG DELEGATION ANY TIME TO DISCUSS THE QUESTION.

2. DURING CONVERSATION TCO ADVERTED TO QUESTION OF POSSIBLE LAW SUIT AGAINST GOC AND WITHOLDING OF PAYMENTTS BY CARRIERS MENTIONED JUNE 20 EMCON. HUCH INDICATED CANADIAN LAW AUTHORIZING THESE CHARGES WAS PRETTY CLEAR AND GOC WAS CONFIDENT IT WOULD WIN ANY SUIT. SHOULD PAYMENTS BE WITHELD GOC WOULD PROBABLY INTIATE ACTION ITSELF, SECURE JUDGEMENT AGAINST CARRIER WHICH WOULD BE ENFORCED ON ANY OCCASION THAT ONE OF ITS

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AIRCRAFT HAPPENDED TO LAND IN CANADA.

3. AS A LONGER TERM PROPOSITION AND TO REENFORCE  
PRESENT THRUST OF CANADIAN LAW, HUCK INDICATED GOC  
MIGHT SEEK ICAO ACTION TO MAKE FILING A FLIGHT PLAN A  
CONTRACTUAL RELATIONSHIP BETWEEN CARRIER AND COUNTRY  
PROVIDING NAVIGATIONAL FACILITIES. HOWEVER, TCO DID NOT  
GET IMPRESSION GOC WOULD BE INITIATING SUCH A PROPOSAL  
IN THE NEAR FUTURE.  
JOHNSON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NAVIGATIONAL AIDS, AIRLINES, AIR ROUTES, DIPLOMATIC NOTES, DEBT REPAYMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 24 JUL 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975OTTAWA02788  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750257-0699  
**From:** OTTAWA  
**Handling Restrictions:** n/a  
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**Line Count:** 70  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 OTTAWA 1764, 75 OTTAWA 1816  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** MorefiRH  
**Review Comment:** n/a  
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**Review Date:** 07 MAY 2003  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR: EN ROUTE NAVIGATIONAL USER CHARGES QUESTION MONTREAL FOR US REP ICAO  
**TAGS:** EAIR, CA, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006